

JAN 27 2003

P/1318-117

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

New York, New York

David VARDI, et al.

Date: January 21, 2003

Serial No.: 09/757,257

Group Art Unit: 2183

Filed: January 9, 2001

Examiner: Jeffrey R. West

For: METHOD OF NORMALIZING SOFTWARE USAGE DATA FROM  
MAINFRAME COMPUTERS

Assistant Commissioner for Patents  
Washington, D.C. 20231

RECEIVED

JAN 29 2003

AMENDMENT/SUBMISSION

Technology Center 2100

Sir:

This is a response to the Office Action mailed July 18, 2002 in the above-identified application. Reconsideration of the application is respectfully requested.

**FEE CALCULATION**

Any additional fee required has been calculated as follows:

If checked, "Small Entity" status is claimed.

NO. CLAIMS AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	EXTRA PRESENT	RATE	ADDIT. FEE
TOTAL 25	MINUS 24	* = 1	X (\$9 SE or \$18)	\$9
INDEP. 1	MINUS 3	** = 0	X (\$42 SE or \$84)	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM		X (\$140 SE or \$280)		\$0

\* not less than 20 \*\* not less than 3

TOTAL \$9

If any additional payment is required, a check which includes the calculated fee of \$9.00 (OFGS Check No. \_\_\_\_\_) is attached.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

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## **CONTINGENT EXTENSION REQUEST**

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

### **AMENDMENTS**

If checked, amendment(s) to the specification and/or claims are submitted herewith.

1.  If checked, an abstract is submitted as the last page of Appendix A.

#### **2. Drawings**

Figures 1 and 2 are amended as indicated on the red ink drawing sheets enclosed.

#### **3. Specification:**

Please delete the paragraph(s)/section(s) beginning at page 18, and replace such paragraph(s)/section(s) pursuant to 37 C.F.R. § 1.121(b)(ii) with the "clean" version attached hereto as Appendix A. Entry is respectfully requested. A version with markings to show the changes made pursuant to 37 C.F.R. § 1.121(b)(iii) is attached hereto as Appendix B.

#### **4. Claims:**

Please amend claim 1 and add new claim 25 pursuant to 37 C.F.R. § 1.121(c)(i) as set forth in the "clean" version attached hereto as Appendix A. Entry is respectfully requested. A version with markings to show the changes made pursuant to 37 C.F.R. § 1.121(c)(ii) is attached hereto as Appendix B.

If checked, the optional complete set of "clean" claims pursuant to 37 C.F.R. § 1.121(c)(3) is attached hereto as Appendix C.